



New Cretonnes

FOR THE HOUSE DRAPERIES

We have just received a new line of Cretonne, Madras, Chintz and Art Materials for making window, door and mantel draperies, also for all sorts of furniture covering, such as chairs, couches, lounges, sofas, tables, cushions, etc., etc.

No other material so beautifies the home and so brightens the rooms as Cretonne—it seems to bring especial cheer, sunshine and life into all the rooms in the house. If you desire we will make any kind of drapery or furniture covering for you at very low prices, or we will furnish you a booklet showing many illustrations of how you can make all these attractive things yourself. You can have one of these books by asking for it in the Cretonne Department (third floor), or if you live out of the city we will mail you a copy upon request. Prices of Art Cretonne Materials are 19c, 25c up to 90c yard.

Miller & Rhoads

JUDGE WADDILL DENIES PETITION

MORE CONVENIENT TO MOVE OFFICE

Zell's Right to Intervene in Norfolk and Southern Referred to Higher Court.

Judge Waddill, in the United States Circuit Court, yesterday denied Frank D. Zell and others the right of intervention in the matter of the sale of the Norfolk and Southern Railway property to a reorganization committee, holding that the right of intervention, which is doubtful, would mean a long delay in the proceedings, which he does not think should occur at this time. The court, however, gives the petitioners the right of appeal, and Judge Waddill, as the United States Circuit Court of Appeals is now in session, holds that this will be the most expeditious way of establishing the rights of those who would intervene.

An order will be entered denying the petition by the Circuit Court, and until this is done attorneys for Zell and others will take no further action. In denying the petition, Judge Waddill specifically sets forth that the right of the petitioners to intervene is doubtful. The railway properties were sold to the reorganization committee for \$5,500,000, and Zell and others claim that they had an agreement with the committee whereby they would assume control of the road.

MADE MUTE APPEAL

Fred Anderson, deaf and dumb, receives written order to leave city. Fred Anderson, deaf and dumb, could not understand the same wisdom of Justice Crutchfield in Police Court, where he had been haled on a charge of vagrancy, yesterday morning, and the pellets of advice which fell like jewels from the Crutchfieldian lips went unheeded on the ears of Anderson.

He made, literally, a mute appeal. He doffed his cap, and put it on again. He shuffled and shuffled and made a pitiable object. No words came from his lips. So Justice Crutchfield chafed at his pen and wrote:

"If you don't get out of town I'll have to send you to jail," and the message was passed over to the mute defendant. He read it, and left the court room with a bow.

The charge of vagrancy had been proved against him, but Justice Crutchfield did not want to send him to jail. So it is supposed that he struck the nearest railroad track and hiked it for the next town, where, perhaps, the police are not so vigilant.

SEEK OLD RECORDS IN DAMAGE SUIT

Yoder's Lawyers Going Back Seven Years in Defending Libel Charge by Saunders.

CONTESTING EVERY POINT

Plaintiff Asserts Pamphlet Man Brought Him Into Public Scandal and Disgrace.

The trial of the damage suit brought by Clyde W. Saunders against A. A. Yoder and the Williams Printing Company was begun yesterday in the Law and Equity Court.

The action is for \$20,000 for the publication of alleged libelous matter in a weekly pamphlet edited by Yoder and printed and issued by the Williams Company.

The case is being warmly contested at every point. The first day resulted in little more than the drawing of the jury and the establishment of the main facts of the issuance of the pamphlet and its circulation being printed by the Williams Company. There are a large number of witnesses for both sides yet to be heard. The jury as drawn consists of the following: J. Jeter Jones, W. G. Korthan, William Gray Watson, T. C. Adams, B. C. Wherry, John H. Gardner and Charles E. Ready.

Called "Corrupt Boss." Saunders alleges that in July, 1909, at a time he was a candidate for reelection to the City Democratic Committee, an attempt was made to bring him into "public scandal, infamy and disgrace" by the circulation of a pamphlet in which he was described as a "corrupt politician" and as "one of the most corrupt influences in Richmond." Scott, Buchanan and Cardwell and Jordan Leake appeared for the plaintiff, the defendants being represented by C. V. Meredith and Preston Cooke.

After the opening statements by the attorneys for each side, employees of the Williams Printing Company were put on the stand to identify certain issues of the pamphlet as having been printed at the Williams plant. The fact of the printing of certain specified issues was not contested.

The real fight of the day came over the introduction of copies of the pamphlet itself as evidence, and over that the lawyers wrangled through the afternoon. Attorneys for the plaintiff attempted to have the whole file put in evidence and read to the jury, but the defense maintained that only such articles as directly referred to Saunders were germane to the question, and the court sustained the contention. The point was argued at some length and occurred again and again, the plaintiffs lawyers maintaining that it was necessary to have the context and accompanying articles in order to show the spirit of the writer and to support the contention that there was malice.

To Get Old Record. Among the witnesses summoned is Councilman Charles Alfred H. McDowell, who has been instructed to produce in court to-day the stenographic record of evidence and findings of the famous Council investigation committee of 1905, before which Saunders admitted having acted as a paid lobbyist for certain street car interests seeking a franchise. According to the attorneys, this is the evidence on which the defense will attempt to justify the charges in the pamphlet regarding Mr. Saunders. On the other hand, the plaintiff claims to be prepared to show that in that particular instance the money was paid for legitimate services rendered, and it is known that some of the character witnesses, including some of the most prominent men in the city, have been summoned. The case will probably occupy several days.

Building Permits. Building and repair permits were issued yesterday as follows: E. Raab, to repair a brick store, 5 North Seventh Street, to cost \$200. M. C. Cottrell, to repair a brick dwelling, 109 North Boulevard, to cost \$125.

A. Tyree, to erect a one-story detached frame dwelling, on south side of Government Road, between Lewis and Brown Streets, to cost \$700.

Rev. E. N. Calhoun, to erect a three-story brick dwelling, on north side of Monument Avenue, between Third and Fourth Streets, to cost \$125.

Those who were arrested and paid fines are as follows: H. V. Levenson, P. Gonnella, Joe Marsala, the sworn N. E. Graham, Moses Brown, A. Sidenberg, D. Passananeck, A. Panatoni, A. Francione, Joseph Manbrandi and Angelo Lombardi.

Winston Lewis, colored, charged with stealing a suit of underwear from J. C. Pollard, was sentenced to four months in jail.

William Lamford, colored, charged with assaulting William Cook, was fined \$50 and ordered to pay \$100 security for ninety days.

KIRBY PUT UNDER BOND

Though a Married Man, Had Forced His Attention on Miss Hall. Campbell Kirby, who was charged on a warrant sworn out by H. A. Doty, alleging that the accused had annoyed Miss Lillian D. Hall at the Main Street Station on Monday, was placed under a bond of \$200 for six months by Justice Crutchfield yesterday morning. The security was furnished by James P. Yeaman, who then asked Kirby to leave the city.

The testimony in Police Court was to the effect that Kirby had forced his attentions on Miss Hall for some time, and that she had made strenuous objection, without avail, and then called Mr. Doty, a relative, to her aid. Mr. Doty followed on the next train from Newport News, where Miss Hall had been visiting, and promptly arrested him for the offense of molesting a female. Kirby said something about having wanted to see Miss Hall about some money he owed her, but his side of the case was not made clear.

Public Schools Reorganized. Public schools of Richmond reorganized yesterday for the spring term, all promotions resulting from the reorganization taking effect. Many promotions from the district to the High School were also effective yesterday morning, the number of pupils in the High School building being largely increased. Regular class work for the new terms began at once.

Appointed to West Point. Herbert S. Ragland, son of W. L. Ragland, of Barton Heights, has been notified of having passed the mental and physical examinations for entrance into the United States Military Academy at West Point. Mr. Ragland is twenty-one years of age and has been employed in the Bank of Richmond.

WILLING TO WORK, BUT CAN'T FIND IT

Young Englishman Tells Why Commissioner Koerner Could Do Nothing.

DIDN'T COME AS IMMIGRANT

Asserts That Inasmuch as He Paid His Own Way He Must Shift for Himself.

Hearing that there were fine opportunities in Virginia for young men who were industrious and who were willing to work on the farms, a young Englishman came to Richmond on December 3, hoping to find immediate employment. He brought letters of introduction to a prominent Richmond family, members of which vouched yesterday for his good standing, his integrity and his desire to make a living.

According to the Englishman's statement to a representative of The Times-Dispatch last night, he has been unable to get what he wanted. He gave his own address, but asked that his name be not printed, as he did not want to appear in the attitude of a vagrant.

No Help Because He Paid. He said that he had called on Commissioner of Agriculture and Immigration Koerner, but that Mr. Koerner had informed him that inasmuch as he had paid his own fare to this country the department was not in a position to help him or take up the case, a condition which was at once surprising to his friends.

"In England," he said, "we were led to believe that there would be no difficulty over here in obtaining work on the farms. Indeed, it was made to appear that the government was going to help, that the State was trying to bring in new settlers, and that once they arrived there would not be the slightest difficulty in placing them. But I have found conditions altogether different. I could not understand why the State would have assisted me in obtaining employment here, and I came over as an immigrant, for it would look as if a man, able to pay his way, would be a better citizen than one who came at the expense of the Commonwealth, and, moreover, that one in my position would seem to be more anxious to seek employment here than I am. I can find nothing, but I am willing and anxious to take anything offered. Still I want to go on the farm."

The young man's name and the name of the Richmond family to which he brought letters are on file in this office.

MEET AT IDLEWOOD

Committee to Take Up Opening of Streets Through Resort. The Council Committee on Streets has been called to meet at Idlewood Park, on Monday afternoon, at 4 o'clock, Captain Andrew Pizini, Jr., owner of the Idlewood property, and J. D. Crump, who represents certain interests attempting to secure the opening of streets through the William Byrd Park, have been asked to attend.

The committee will meet again at the City Hall that night to take up the matter formally. The Crump interests have threatened legal action to compel the opening of the streets, claiming that the Idlewood owners have "squatted" on them and should be ejected, and that the streets should be cut off by having no direct outlet to the Reservoir Park.

Attorney-General Williams Goes to West Virginia To-day to Stand Trial. Judge Samuel W. Williams took charge of the office of Attorney-General of Virginia in the early afternoon yesterday shortly after the ceremony of inauguration of Judge William H. Mann as Governor. One of his first acts was to announce the appointment of William E. Bibb, of Louisville, as Assistant Attorney-General, an appointment which was unofficially announced some months ago. T. Gray Halton, one of the clerks in the office, was named as stenographer to Judge Williams. He is well known in this city.

To the many callers at his office Judge Williams said that he would leave to-day for Welch, W. Va., to answer the indictment or an alleged assault on Judge Saunders in the course of a trial in a West Virginia court.

Wants to Return Pla. Miss L. May Hyatt, of Los Angeles, Cal., has written Postmaster Allan, asking him to locate, if possible, the clothes of J. E. Booker, of the Confederate army. Miss Hyatt has a blanket pin, which was found on the Confederate's body during the war. The name "J. E. Booker, Richmond, Va.," is engraved on the pin.

Suit Instituted. Suit was instituted yesterday in the City Circuit Court by the Armistage Manufacturing Company against the Piper Roofing Company for damages in the sum of \$550.

Reversing the opinion of the United States Court for Western District of North Carolina, the United States Circuit Court of Appeals, Judge Goff dissenting, yesterday rendered an opinion, concurred in by Judges Pritchard and Waddill, holding Kelly W. Sisk, Henry H. Reid and John Morefield responsible for \$151.30 in revenue taxes. Sisk and the others, owners of a distillery, acknowledged the amount to be due, but claimed the amount to be stolen or lost, and afterwards allowed to be stolen or lost.

The question is one of unusual interest to manufacturers of distilled spirits, as it is explained that frequently, liquor after it is seized, is either stolen or else allowed to waste or spoil while in possession of the government. The opinion of the Court of Appeals virtually says that the government is not responsible for negligence of its officers or agents, and that such negligence constitutes no defense to a recovery upon a bond.

The contention arises over 138 gallons of whiskey manufactured during the months of June and July, 1901, but the case did not come into the court until 1906, when the government secured judgment against Sisk.

The case has been vigorously fought through the courts by attorneys on either side, and the government has led nothing undone to avoid establishing a precedent which may result in decreasing the revenues.

The argument of the United States is that the loss of spirits does not relieve the liability of the distiller under his bond, as the amount is due at the time of production. The paragraph of the opinion rendered yesterday on this point reads: "The failure of a distiller to pay the taxes on spirits within the time prescribed by law, not only renders the spirits on hand liable to seizure, but the property of the distiller, as well as this does not in anywise relieve the sureties of their liability on the distiller's bond."

DAIRYMEN OPPOSE STATE MILK LAW

Producers Fear Flooding of Market With Impurities Now Excluded.

IS NOW SOLD IN SUBURBS

Ginter Park Wants Protection From Unclean Milk Shut Out of Richmond.

Opportunity will be given to the public to present its views on the Throckmorton dairy bill before the House Committee on Agriculture and Mining to-morrow afternoon at 4 o'clock. From the city of Richmond there has come up an almost unanimous cry against the bill, which, it is believed, will, if adopted, result in letting down the barriers, flooding Richmond with impure milk, and doing away with the best work of the Board of Health during the past three years. The Chamber of Commerce committee on sanitation has been called in special session for this afternoon at 5 o'clock to take action in what is regarded as an emergency facing the health and welfare of the city.

A stormy session of the Richmond Milk Producers' Association, composed of the dairymen of Henrico and Chesterfield counties selling milk in Richmond, was held on Monday, lasting nearly all day. Finally by a majority of one vote the association decided to oppose the bill.

Have Made Large Outlay. The dairymen take the ground that they have met the conditions and requirements imposed by the Richmond Health Department. In many cases they have erected new barns and they are now supplying Richmond with milk that is equal to any and second to that of no city in this country.

In fact, analyses show that Richmond has for the past year had milk far superior to that sold in many of the largest and most progressive cities of the country. The dairymen who are members of the association, and are licensed to sell milk in Richmond, and who have met the conditions and made the outlays imposed to give clean and healthy milk, now fear that if the barriers are thrown down and those who have steadfastly refused to comply or to clean up their premises are allowed to sell milk without local inspection and regulation, the market will be flooded with a cheap and inferior product, and their expenditures for equipment will have been without protection or profit.

Ginter Park May Act. One of the results of the milk inspection system and the rigid exclusion of those dairies which will not at least show ordinary cleanliness has been the flooding of the suburbs with milk of doubtful character. In Ginter Park, Chestnut Hill and Barton Heights carts from dairies excluded from Richmond are making their rounds, and already there is a movement on foot in the suburbs to secure from the county supervisors some action which will prevent the selling in the district of milk which will not pass the Richmond standard.

The committee will take up the matter at its next meeting, and other communities in Henrico county may follow for the protection of the health especially of young children.

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Standard Qualities at Broken Prices

February Clearance Sale of Gans-Rady Co.'s

High-Class Suits, Overcoats and Raincoats

Beginning this morning we offer hundreds of our choicest garments at the following reductions for quick clearance:

Men's Black and Fancy Sack Suits Which Sold Up to \$30 at \$16 each
Men's English Walking Suits
Men's Spring Overcoats
Men's Winter Overcoats
Men's Cravenette Raincoats

The garments in this sale represent the remaining small lots of our best-selling styles of the season, which must now be disposed of to make room for our incoming Spring Stock.

Gans-Rady Company

INCINERATOR NOW SHOWING RESULTS

Later Tests Meet With High Commendation From Committee.

Excellent reports showing results from tests made at the incinerator of the Street Cleaning Department were received by the Council Committee on Street Cleaning last night. Superintendent Cohn and members of the committee expressing the highest confidence in the new plant and in its garbage-destriving capacity. Chairman Hobson said he believed it would prove a great step forward in the preservation of the health of the city to provide a sanitary means of destroying the accumulation of rubbish and wet garbage.

Mr. Cohn reported that the three-day test ordered by the committee had begun on Monday morning, and had not yet been completed, but that the first two days had showed a satisfactory result, the first day having been entirely without the use of fuel, while on the second a small quantity of coal was added to insure complete combustion. Chairman Umlauf, of the Subcommittee on Crematory, and Committee members Spence and Hirschberg had inspected the plant in full operation, and each expressed his confidence in its meeting all the tests required. With the steam generated under ordinary pressure, Mr. Spence said he believed the City Jail could be heated, provided a creating supply of garbage could be assured. The jail is one block away. The committee will meet at the Incinerator at sixteenth and Marshall Streets on Thursday afternoon, when, if all goes well, the new plant will be accepted.

NEW PACKING HOUSE

Swift & Co. File Plans for Fireproof Building on Union Street. Plans have been filed in the office of the Building Inspector by Swift & Co., meat packers of Chicago, for the erection of a new branch packing house on Union Street, between Franklin and Grace, adjoining the present building. The new building, the entire block will be taken up with packing houses and warehouses for handling fresh meat wholesale. The new building of Swift & Co. will be three stories and fireproof throughout. Not counting the elaborate outfit of machinery, cold storage plant, and overhead trolleys for handling meat, all of which will be shipped from Chicago, the building is estimated to cost about \$20,000.

Deputy Sheriff Named. On application of J. H. Mercer, Sheriff of the city of Richmond, Judge R. Carter Scott, of the City Circuit Court, yesterday appointed Stephen Johnson as deputy sheriff. Mr. Johnson qualified for his new duties at once.

WILL ASK \$25,000 FOR NEW WHARVES

James River Improvement Committee Would Deepen Channel to 22 Feet.

The special committee which attended the National Rivers and Harbors Congress reported last night to the Committee on Improvement of the James River recommending that steps be taken by the city of Richmond to urge on the Federal government the expenditure of a sufficient amount out of the proposed bond issue for rivers and harbors to deepen the James River to a uniform depth of twenty-two feet. In order to present the subject intelligently, the committee recommended that figures be compiled to show the present tonnage on the river, east and west; the value of contiguous farm lands and their production each year; the trade of the cities on the river and the assurance that the city will provide wharves, derricks, railroad belt lines and other facilities to take advantage of what the government undertakes.

"We must be prepared to show merit by an array of concrete facts," said the report, which went on to show what other cities are doing, some of them much smaller both in point of population, commercial importance and native wealth than Richmond. The report was forwarded to the council for information. The committee will present the importance of constructing wharves for public shipping to the Council Committee on Finance next Tuesday night and urge an appropriation of \$25,000 in the annual budget with which to begin the work. The report of Captain Cunningham showed that the city tug had been engaged during the past month in breaking ice in the James River and keeping it open for navigation.

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Full Dress and Tuxedo Suits

We are pleased to announce a Special Sale, beginning to-day, on these Superb Garments:

\$40 Suits - - - - \$22.50
\$30 Suits - - - - \$23.50
\$25 Suits - - - - \$19.50

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W.L. DOUGLAS
\$3.00 \$3.50 & \$4.00 SHOES

W.L. Douglas shoes are the lowest price, quality considered, in the United States. If you have been paying high prices for your shoes, the next time you need a pair give W. L. Douglas shoes a trial. They will certainly give you as much comfort and service as those which have been costing you higher prices. The price is low, the quality is high.

CAUTION! See that W. L. Douglas name and the retail price is stamped on bottom. Take No Substitutes. **FAST COLOR BYKES USED.**

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Richmond Store: 623 EAST BROAD STREET.